IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 17687 of 2004

Between:

Sai Cultural and Recreation Society, Annavaram, Sankavaram Mandal, East Godavari District, Regd. No. 657/2004, rep by its President Chitturi Subbarao, S/o. Govind,Aged 40 years,
D.No. 3-147, Annavaram, Sankavaram Mandal, East Godavari District.

..... PETITIONER

AND

1 The Deputy Superintendent of Police and Sub Divisional Police Officer, Peddapuram Sub Division, Peddapuram, East Godavari District.
2 The Inspector of Police, Prathipadu, East Godavari District.
3 The Station House Officer, Annavaram P.S., Annavaram, East Godavari District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction more particularly one in the nature of "Writ of Mandamus " declaring the action of the respondent in obstructing the playing of rummy with stakes/syndicate by the members of the petitioner recreation society as arbitrary, illegal unconstitutional and contrary to the judgement of the Hon'ble Supreme Court in State of AP, Vs. K. Satyanarayana Reported in AIR 1968 SC 825 and the judgement of this Hon'ble Court reported in 2002(5) ALT (DB) 805 and consequently direct the respondents not to interfere with the playing of rummy with stakes/syndicate by the members of the petitioner recreation society within the recreation society premises during the working hours as provided in the rules of the Petitioner Society and to pass

Counsel for the Petitioner:MR.K.SARVA BHOUMA RAO

Counsel for the Respondents: GP FOR HOME

The Court at the stage of admission made the following :

O R D E R:

The petitioner seeks a writ of Mandamus forbearing from interfering with the activities of the petitioner's Society in particular with the Card Room of the petitioner's Society where the members and guests of the petitioner's Society are allowed to play the game of Rummy with stakes (strike game/syndicate game).

2. It is represented by the learned counsel for the petitioner as well as the learned Government Pleader appearing for the respondents that the issue raised in this writ petition is squarely covered by the decision of a Division Bench of this Court in the case of **TWIN CITIES CINEMA CULTURAL CENTRE (FORMERLY TWIN CITIES CLUB) V. COMMISSIONER OF POLICE** and the writ petition can be disposed of in terms of the said decision.

3. Accordingly, the writ petition is disposed of with a direction to the respondents not to obstruct the petitioner's Society from conducting card room for playing the game of rummy with stakes (strike game/syndicate game) by its members and guests. However, liberty is granted to the respondents to enter the premises and check if they have information that any game other than rummy is being played in the premises and to take necessary action in accordance with law. No costs.

01-10-2004

MjI/*

To

1 The Deputy Superintendent of Police and Sub Divisional Police Officer, Peddapuram Sub Division, Peddapuram, East Godavari District.
2 The Inspector of Police, Prathipadu, East Godavari District.
3 The Station House Officer, Annavaram P.S., Annavaram, East Godavari District.

4. 2 CCs to GP for Home, High Court of AP Hyderabad.(OUT)

5.2 CD copies.